

1 GEOFFREY A. HANSEN  
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5 Counsel for Defendant SOUZA

FILED

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7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA, ) No. CR 11-00930-DLJ  
12 )  
Plaintiff, ) STIPULATION AND []  
13 vs. ) ORDER CONTINUING SENTENCING  
14 MICHAEL EDWARD SOUZA, ) HEARING DATE TO JULY 12, 2012  
15 )  
Defendant. )  
16 \_\_\_\_\_)

17 **STIPULATION**

18 Defendant Michael Edward Souza, by and through Assistant Federal Public Defender  
19 Varell L. Fuller, and the United States, by and through Assistant United States Attorney Thomas  
20 O'Connell, hereby stipulate and agree, subject to the Court's approval, that the sentencing  
21 hearing currently set in this matter for Thursday, May 31, 2012, at 10:00 a.m., be continued to  
22 Thursday, July 12, 2012, at 10:00 a.m.

23 Mr. Souza pled pursuant to Rule 11(c)(1)(A) and 11(c)(1)(C) of the Federal Rule of  
24 Criminal procedure to one count of mail theft, in violation of 18 U.S.C. § 1708. A sentencing  
25 hearing is presently set in this matter for May 31, 2012, and counsel for Mr. Souza respectfully  
26 request additional time to complete the sentencing mitigation investigation and to prepare for the

1 sentencing hearing. Accordingly, the defense respectfully request that the sentencing hearing  
2 date be continued to July 12, 2012. United States Probation Officer Aylin Raya, who has been  
3 assigned to conduct the presentence investigation, has been consulted about the requested  
4 continuance and has no objection. The parties further agree that the deadlines by which the  
5 United States Probation Office must disclose the draft and final pre-sentence reports shall be  
6 adjusted according to the new July 12, 2012, sentencing date.

7  
8 Dated: May 15, 2012

9 \_\_\_\_\_/s/\_\_\_\_\_  
VARELL L. FULLER  
Assistant Federal Public Defender

10  
11 Dated May 15, 2012

12 \_\_\_\_\_/s/\_\_\_\_\_  
THOMAS O' CONNELL  
Assistant United States Attorney

13  
14 **[] ORDER**

15 GOOD CAUSE APPEARING, and by stipulation of the parties, it is hereby ordered that  
16 the sentencing hearing date set for Thursday, May 31, 2012, at 10:00 a.m. is continued to  
17 Thursday, July 12, 2012, at 10:00 a.m., and the dates by which United States Probation must  
18 disclose the draft and final pre-sentence reports shall be adjusted accordingly.

19 Dated: ~~1800~~ 1800

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THE HONORABLE D. LOWELL JENSEN  
United States District Court Judge